



**CITY OF SCOTTSDALE AMENDMENTS  
TO THE INTERNATIONAL PLUMBING CODE,  
2012 EDITION**

**ORDINANCE 4061**

## ORDINANCE NO. 4061

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, AMENDING CHAPTER 31, ARTICLE VII OF THE SCOTTSDALE REVISED CODE, RELATING TO THE PLUMBING CODE, ADOPTING THE 2012 EDITION OF THE "INTERNATIONAL PLUMBING CODE" **AND APPENDICES B AND E**, AND **AMENDING** THE 2012 INTERNATIONAL PLUMBING CODE."

BE IT ORDAINED by the Mayor and City Council of the City of Scottsdale, Arizona, as follows:

**Section 1.** That certain document entitled "The International Plumbing Code 2012 Edition, Appendices B Rainfall Rates and E Water Sizing Systems" as published by the International Code Council, Inc., made a public record by Resolution No. 9258, three copies of which are on file in the office of the City Clerk, City of Scottsdale, Arizona, is hereby referred to, adopted and made part hereof as if fully set out in this Ordinance.

**Section 2.** Section 31-166 of the Scottsdale Revised Code is hereby repealed and replaced by a new Section 31-166, which shall read as follows:

### **Sec. 31-166. Adoption.**

The International Plumbing Code, 2012 Edition, as published by the International Code Council, Inc., is adopted by reference and shall be the plumbing code of the City of Scottsdale. Three (3) copies of same shall at all times remain in the office of the city clerk and be open to inspection.

**Section 3.** Section 31-167 of the Scottsdale Revised Code is hereby repealed and replaced by a new Section 31-167, which shall read as follows:

**Sec. 31-167. Amendments.** The 2012 edition of the International Plumbing Code adopted by section 31-166 is amended in the following respects:

*Chapter 1 – Administration is ~~deleted~~ in its entirety and replaced with the following:*

Chapter One – Administration of the International Building Code, 2012 Edition, as adopted in Scottsdale Revised Code Sec. 31-31 and amended by Scottsdale Revised Code Sec. 31-32 shall also apply to the Plumbing Code of the City of Scottsdale.

*Chapter 2 Definitions – the definition of Plumbing System is amended by adding the following:*

water heaters

*Chapter 3 General Regulation – is amended as follows:*

## **SECTION 303 - MATERIALS**

### **303.4 Third-party certification.**

All plumbing products and materials shall be listed by a nationally recognized, third-party certification agency as complying with the referenced standards. Products and materials shall be identified in accordance with Section 303.1.

### 305.4.1 Sewer depth.

Building sewers that connect to private sewage disposal systems shall meet the requirements of the Maricopa County Health Department, but in no case be installed not less than 12 inches (305 mm) below finished grade at the point of septic tank connection. Building sewers shall be installed not less than 12 inches (305 mm) below grade.

## SECTION 311 - TOILET FACILITIES FOR WORKERS

### 311.1 General.

Toilet facilities shall be provided for construction workers and such facilities shall be maintained in a sanitary condition at all times the construction site is active. Toilet facilities located in an occupied neighborhood shall be serviced at least once a week, more often as determined by the serving company based on usage. Should a site in an occupied neighborhood become inactive for 4 (four) weeks, the toilet facilities shall be removed. Construction worker toilet facilities of the nonsewer type shall conform to ANSI Z4.3.

312.6 – Gravity sewer test – is deleted in its entirety.

312.7 – Forced sewer test – is deleted in its entirety.

*Section 419.1 Approval (URINALS) is amended by adding the following sentences:*

### 419.1 Approval

Urinals that do not use water shall be permitted provided the urinals:

(1) have a working water supply line that shall be provided and installed for all urinal rough-ins;

*Chapter 6 Water Supply and Distribution – is amended as follows:*

### 603.1 Size of water service pipe

The water service pipe shall be sized to supply water to the structure in the quantities and at the pressures required in this code. The water service pipe shall be not less than 1 inch (25 mm). The replacement of existing water service pipe shall not be less in size than the pipe being replaced.

### Table 604.5 Minimum Sizes of Fixture Water Supply Pipes

The minimum water supply pipe to any fixture shall be not less than ½ inch (12.5 mm).

Note “a” is deleted in its entirety.

*Chapter 7 Sanitary Drainage – is amended as follows:*

### 708.3.3 Changes of direction

Cleanouts shall be installed at each change of direction greater than 135 degrees (0.79 rad) in the building sewer, building drain and horizontal waste or soil lines.

*Section 903.1 Roof Extension (Vents) – is amended as follows:*

### 903.1 Roof extension

All open vent pipes that extend through a roof shall be terminated at least 6 inches (152 mm) above the roof and not less than (1) foot (305mm) from any vertical surface, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least 7 feet (2134 mm) above the roof.

*Chapter 10 Traps, Interceptors and Separators – is amended by the following:*

## **SECTION 1003 - INTERCEPTORS AND SEPARATORS**

### **1003.1 General**

Traps, Interceptors and Separators shall be provided to prevent the discharge of oil, grease, sand and other substances harmful or hazardous to the building drainage system, the public sewer, the private sewage disposal system or the sewage treatment plant or processes. Traps, Interceptors and Separators shall be installed:

- (1) at new facilities
- (2) at existing facilities, not equipped with a Trap, Interceptor or Separator, when additions, alterations or remodel are done which increase servicing volume, seating capacity, changes to the menu, etc.
- (3) at existing facilities, equipped with a Trap, Interceptor or Separator when additions, alterations or remodel are done which increase servicing volume, seating capacity, changes to the menu, etc.
- (4) at existing facilities not equipped with a Trap, Interceptor or Separator, which has caused a blockage or is contributing to FOG build-up in a City Sewer system.

#### **1003.1.1 Grease interceptors and automatic grease removal devices required.**

A grease interceptor or automatic grease removal device shall be required to receive the drainage from fixtures and equipment with grease-laden waste located in food preparation areas, such as in restaurants, hotel kitchens, hospitals, school kitchens, bars, factory cafeterias and clubs. Fixtures and equipment shall include service/mop sinks, pot sinks, prerinse sinks; soup kettles or similar devices; wok stations; floor drains or sinks into which kettles are drained; automatic hood wash units and dishwashers without prerinse sinks. Grease interceptors and automatic grease removal devices shall receive waste only from fixtures and equipment that allow fats, oils or grease to be discharged. Where lack of space or other constraints prevent the installation or replacement of a grease interceptor, one or more grease interceptors shall be permitted to be installed on or above the floor and upstream of an existing grease interceptor.

#### **1003.1.2 Construction**

All Traps, Interceptors and Separators shall be constructed of impervious materials capable of withstanding abrupt and extreme changes in temperature. Traps, Interceptors and Separators shall be watertight, and equipped with easily removable covers. Covers shall be gastight and watertight.

#### **1003.1.3 Cleaning & Maintenance**

Cleaning and maintenance must be performed when total volume of captured oil, grease and solids material displaces more than 25 percent of the total volume of the Trap, Interceptor or Separator or when the pH of a sample taken from the effluent side of the interceptor drops below 5.0 or when odor generation becomes a health issue or when the city inspection determines a cleaning is necessary.

##### **1003.1.3.1 Maintenance Records**

All Traps, Interceptors and Separators shall be maintained by the user in efficient operating condition at all times. Written records and documentation of all cleaning, repair, calibration, and maintenance shall be maintained at the facility for a minimum of three (3) years and be made available upon request.

### **1003.1.3.1.1 Maintenance Inspection**

All Traps, Interceptors and Separators shall be inspected by the City of Scottsdale during normal working hours. Inspection results shall be made available to person, firm or corporation in reasonable charge of the Traps, Interceptors and Separators. City of Scottsdale staff shall require correction in order to enforce the City of Scottsdale pretreatment regulations.

### **1003.1.3.2 Skimming**

Skimming, decanting or discharging of removed waste or wastewater back into any Traps, Interceptors and Separators or any appurtenance of the wastewater collection system is strictly prohibited.

### **1003.1.3.3 Pumping**

All oil, sand and grease Interceptors shall be pumped out or cleaned out completely not less than once every 90 calendar days. Grease traps must be cleaned out completely not less than once every 30 calendar days. Traps and interceptors shall be cleaned more frequently when necessary or required.

### **Section 1003.1.3.4 Self Cleaning**

- (1) Establishments electing to become Grease Trap Self-cleaning Operators shall petition for approval from the city of Scottsdale prior to removing grease from their own grease trap(s) provided:
  - a. The grease trap is no larger than fifty (50) gallons/one hundred (100) lb's in liquid/operating capacity;
  - b. Approved on-site material disposal methods are implemented (e.g. absorb liquids into solid form and dispose into trash and or filtration process;
  - c. Grease trap waste is placed in a leak proof, sealable container.
  - d. Detailed records on the activities are maintained.
- (2) Self-cleaners shall adhere to all the requirements for procedures and detailed record keeping outlined in the city of Scottsdale approved method Standard Operating Procedure (SOP) for Self-Cleaning.

A maintenance log shall be kept by self-cleaning operators that indicates, at a minimum, the following information:

- a. A thirty (30) day cleaning cycle is being maintained;
- b. Date the grease trap was serviced;
- c. Name of the person or company servicing the grease trap;
- d. Waste disposal method used;
- e. Amount of grease (in gallons) removed and disposed of;
- f. Signature of the designated RESPONSIBLE PARTY after each cleaning that certifies that: all grease was removed and disposed of properly; the grease trap was thoroughly cleaned; and all parts were replaced and in operable condition.

- (3) Violations incurred by grease trap self-cleaners **shall will** be subject to enforcement action and removal from the self-cleaning program.
  - a. Should the city of Scottsdale inspector determine that the required Self Cleaning procedures are not being followed as required per City of Scottsdale SOP, the facility shall ~~must~~ then contract out the device to be cleaned by a Maricopa County licensed and city of Scottsdale approved waste hauler.

#### **1003.1.3.5 Cleaning Frequency**

- (1) All grease interceptors shall be pumped out and/or cleaned out completely not less than once every 90 calendar days using a Maricopa County licensed **and city of Scottsdale** approved waste hauler. Grease traps ~~must~~ **shall** be pumped and cleaned every 30 days. Traps and interceptors shall also be cleaned more frequently when the city inspector determines it necessary **or** required.
  - a. Any person who owns or operates a grease trap of 50 gallons in liquid/operating capacity or less, may petition the City of Scottsdale WATER RESOURCES DEPARTMENT, in writing, for a modification from the ordinance required 30 day cleaning schedule to a 60 or 90 day maximum timeframe.
  - b. A documentation process of the trap **shall** be required prior to granting any extension. **The** trap cleaning extension can be rescinded during the inspection process should the inspector determine the device has fallen out of compliance.

#### **1003.1.4 Use**

Traps, Interceptors and Separators shall be single user only. When an interceptor can be safely used by multiple user (e.g. food courts), multiple users may be allowed when approved by the city of Scottsdale. Multiple facilities operated by the same person, firm or corporation may be allowed to connect to a single Interceptor when approval from the City of Scottsdale. The person, firm or corporation in reasonable charge of the Trap, Interceptor or Separator shall take any and all steps necessary to assure adequacy which includes repair, modification or replacement.

#### **1003.1.5 Sizing**

All Traps shall be properly sized per Table 1003.3.4.1.

##### **Section 1003.5.1 Size Modification**

Modifying the size of any Trap shall only be done when sizing per Table 1003.4.1 allows the modification. Modifying the size of any Trap shall not be done without the approval of the City of Scottsdale.

#### **1003.1.6 Domestic Wastewater**

Domestic wastewater shall not be discharged to the Interceptor.

#### **1003.1.7 Minimization Plan**

All facilities required to install and operate a Trap, Interceptor or Separator shall develop and implement a Waste Minimization Plan (**see 1003.2.1**) pertaining to the disposal of grease, oils, and food bearing wastes.

#### **1003.1.7.1 Best Management**

All establishments requiring a Trap, Interceptor or Separator shall adopt BMP's (Best Management Practices) for handling sources of floatable oils, fat or grease originating within their facility. Proof of employee training in BMP's shall be shown to the City of Scottsdale Water and Wastewater Department upon request.

#### **1003.1.8 Wastewater Temperature**

Discharge of wastewater with temperatures in excess of 140 degrees F. or pH of less than 5.0 to any grease control device, including grease traps and grease interceptors, is prohibited.

#### **1003.1.9 Other Fixtures**

Toilets, urinals, and other similar fixtures shall not discharge through a Grease Interceptor.

### **1003.2 Approval.**

The size, type and location of each interceptor and of each separator shall be designed and installed in accordance with the manufacturer's instructions and the requirements of this section based on the anticipated conditions of use. Wastes that do not require treatment or separation shall not be discharged into any interceptor or separator.

#### **1003.2.1 Minimization Program**

The applicant shall establish and submit a written Minimization Plan (maintenance program) outlining specific methods (Best Management Practices) the facility will use on a daily basis to reduce the discharge of oil and grease as well as solids from entering the interception device and ultimately, the city sewer system. This plan shall be acceptable to and approved by the city of Scottsdale Water & Wastewater Department. The approved document shall accompany the permit application.

##### **1003.2.1.1 Discharge Permit**

This document will be used in lieu of a discharge permit to assist with enforcing all city codes, policies and regulations.

### **1003.3 Grease interceptors.**

Grease interceptors shall comply with the requirements of Sections 1003.3.1 through 1003.3.5.

#### **1003.3.1 Location**

All interceptors shall be approved and shall be located to be readily and easily accessible for cleaning and inspection.

#### **1003.3.2 Food waste grinders.**

Where food waste grinders connect to grease interceptors, a solids interceptor shall separate the discharge before connecting to the grease interceptor. Solids interceptors and grease interceptors shall be sized and rated for the discharge of the food waste grinder. Emulsifiers, chemicals, enzymes and bacteria shall not discharge into the food waste grinder.

#### **1003.3.3 Grease interceptors and automatic grease removal devices not required.**

A grease interceptor or an automatic grease removal device shall not be required for individual dwelling units or any private living quarters.

**1003.3.4 Hydromechanical grease interceptors and automatic grease removal devices.**

Hydromechanical grease interceptors and automatic grease removal devices shall be sized in accordance with ASME A112.14.3 Appendix A, ASME 112.14.4, CSA B481.3 or PDI G101. Hydromechanical grease interceptors and automatic grease removal devices shall be designed and tested in accordance with ASME A112.14.3 Appendix A, ASME 112.14.4, CSA B481.1, PDI G101 or PDI G102. Hydromechanical grease interceptors and automatic grease removal devices shall be installed in accordance with the manufacturer’s instructions. Where manufacturer’s instructions are not provided, hydromechanical grease interceptors and grease removal devices shall be installed in compliance with ASME A112.14.3, ASME 112.14.4, CSA B481.3 or PDI G101. This section shall not apply to gravity grease interceptors.

**1003.3.4.1 Grease interceptor capacity.**

Grease interceptor/separator capacity shall be calculated using the following formula:

Total DFU’s (as determined from IPC Section 709) \* 3gpm (flow rate) \* 12 minutes (retention time) or 17minutes (if Food Waste Grinder used in system) = XXXX gallon capacity.

Delete Table 1003.3.4.1 and replace with the following:

<b>TABLE 1003.3.4.1</b>	
<b>CAPACITY OF GREASE TRAPS</b>	
TOTAL FLOW - THROUGH RATING (gpm)	GREASE RETENTION CAPACITY (pounds)
20	40
35	70
50	100
75	150
100	200

For SI: 1 gallon per minute = 3.785 L/m, 1 pound = 0.454 kg.

**1003.3.4.2 Rate of flow controls.**

Grease interceptors shall be equipped with devices to control the rate of water flow so that the water flow does not exceed the rated flow. The flow-control device shall be vented and terminate not less than 6 inches (152 mm) above the flood rim level or be installed in accordance with the manufacturer’s instructions.

**1003.3.5 Automatic grease removal devices.**

Where automatic grease removal devices are installed, such devices shall be located downstream of each fixture or multiple fixtures in accordance with the manufacturer’s instructions. The automatic grease removal device shall be sized to pretreat the measured or calculated flows for all connected fixtures or equipment. Ready access shall be provided for inspection and maintenance.

#### **1003.4 Oil separators required.**

At repair garages, car-washing facilities, at factories where oily and flammable liquid wastes are produced and in hydraulic elevator pits, separators shall be installed into which all oil-bearing, grease-bearing or flammable wastes shall be discharged before emptying into the building drainage system or other point of disposal.

**Exception:** An oil separator is not required in hydraulic elevator pits where an approved alarm system is installed.

##### **1003.4.1 Separation of liquids.**

A mixture of treated or untreated light and heavy liquids with various specific gravities shall be separated in an approved receptacle.

##### **1003.4.2 Oil separator design.**

Oil separators shall be listed and labeled, or designed in accordance with Sections 1003.4.2.1 and 1003.4.2.2.

###### **1003.4.2.1 General design requirements.**

Oil separators shall have a depth of not less than 2 feet (610 mm) below the invert of the discharge drain. The outlet opening of the separator shall have not less than an 18-inch (457 mm) water seal.

###### **1003.4.2.2 Garages and service stations.**

Where automobiles are serviced, greased, repaired or washed or where gasoline is dispensed, oil separators shall have a capacity of not less than 6 cubic feet (0.168 m<sup>3</sup>) for the first 100 square feet (9.3 m<sup>2</sup>) of area to be drained, plus 1 cubic foot (0.28 m<sup>3</sup>) for each additional 100 square feet (9.3 m<sup>2</sup>) of area to be drained into the separator. Parking garages in which servicing, repairing or washing is not conducted, and in which gasoline is not dispensed, shall not require a separator. Areas of commercial garages utilized only for storage of automobiles are not required to be drained through a separator.

#### **1003.5 Sand interceptors in commercial establishments.**

Sand and similar interceptors for heavy solids shall be designed and located so as to be provided with ready access for cleaning, and shall have a water seal of not less than 6 inches (152 mm).

#### **1003.6 Laundries.**

Laundry facilities not installed within an individual dwelling unit or intended for individual family use shall be equipped with an interceptor with a wire basket or similar device, removable for cleaning, that prevents passage into the drainage system of solids 1/2 inch (12.7 mm) or larger in size, string, rags, buttons or other materials detrimental to the public sewage system.

#### **1003.7 Bottling establishments.**

Bottling plants shall discharge process wastes into an interceptor that will provide for the separation of broken glass or other solids before discharging waste into the drainage system.

#### **1003.8 Slaughterhouses.**

Slaughtering room and dressing room drains shall be equipped with approved separators. The separator shall prevent the discharge into the drainage system of feathers, entrails and other materials that cause clogging.

### **1003.9 Venting of interceptors and separators.**

Interceptors and separators shall be designed so as not to become air bound where tight covers are utilized. Each interceptor or separator shall be vented where subject to a loss of trap seal.

### **1003.10 Access and maintenance of interceptors and separators.**

Access shall be provided to each interceptor and separator for service and maintenance. Interceptors and separators shall be maintained by periodic removal of accumulated grease, scum, oil, or other floating substances and solids deposited in the interceptor or separator.

### **1003.11 Periodic Inspection**

All Traps, Inceptors and Separators shall be subject to periodic inspections by the city of Scottsdale Water & Wastewater Department during normal operating hours. These inspections can be based on an annual inspection or when a complaint is registered with the city regarding a grease-removal device. Should the inspection of any Trap, Interceptor or Separator indicate a violation of any item in (1) thru (4) below, the person, firm or corporation in reasonable charge shall to bring the device into compliance within the timeframe noted on the Notice of Violation, but not longer than 14 calendar days.

- (1) If 25% of the interceptor is full; both surface (oil and grease) and bottom (solids).
- (2) When OSHA (Occupational, Safety and Health Administration) atmospheric levels of Hydrogen Sulfide limits have been exceeded – “Short Term Exposure Limit” (STEL) of 15 ppm over a 15 minute time-weighted average. When the “Immediately Dangerous to Life and Health” (IDLH) level is 100 ppm or above, immediate action shall be performed to return the level of Hydrogen Sulfide to safe and acceptable limits. If the violation cannot be immediately resolved, all use of the Trap, Interceptor or Separator shall cease until compliance is obtained.
- (3) When pH in the effluent chamber falls below 5.0 – which is an unhealthy anaerobic interceptor condition.

### **1003.12 Enforcement**

Regular maintenance of a Trap, Interceptor or Separator is required. The person, firm or corporation in reasonable charge shall receive a Notice of Violation when any Trap, Interceptor or Separator falls into noncompliance. Violations shall be resolved within the time-frame stated on the Notice of Violation. Violations not resolved within the time-frame stated on the Notice of Violation shall be subject to Scottsdale Revised Code, Article VII, Section 31-168, and shall be referred to the City Prosecutor for resolution.

#### **1003.12.1 Maintenance**

Any Trap, Interceptor or Separator not adequately maintained to prevent floatable oils, fat or grease from entering the sewerage system or produce excessive odors shall be in violation of city codes and ordinances.

#### **1003.12.2 Unsatisfactory Evaluations**

Any facility with a Trap, Interceptor or Separator receiving more than one (1) unsatisfactory evaluation within a 90 day period shall be subject to penalties as stipulated in Scottsdale Revised Code, Article VII, Section 31-168 or other corrective actions as provided for in the City of Scottsdale Sewer Use Ordinance. This shall include having sewer service discontinued.

### **1003.12.3 Clearing Obstructions**

The city shall take appropriate action to clear any obstruction of a city sewer that causes a sewer overflow. When the obstruction is found to be caused by an over-burdened or nonmaintained Trap, Interceptor or Separator, the person, firm or corporation in reasonable charge of the Trap, Interceptor or Separator shall receive a Notice of Violation and subject to appropriate enforcement actions as stipulated in the City of Scottsdale's Sewer Use Ordinance. Any establishments that continuously violates the city's Sewer Use Ordinance shall be subject to the penalties outlined in Scottsdale Revised Code, Article VII, Section 31-168. This shall include having sewer service discontinued.

### **1003.12.4 Contain and/or Clean Up**

Should the city of Scottsdale find it necessary to contain and/or clean up a Sanitary Sewer Overflow caused by blockage of private or public sewer lateral or system, all associated cost shall be the responsibility of the person, firm or corporation in reasonable charge of the property.

### **1003.12.5 Repairs or Replacements**

When repairs or replacements are necessary to a Trap, Interceptor or Separator, all repairs or replacements shall be completed within the time frame stated on the Notice to Comply. The City may authorize an time extension, not to exceed 30 days, for justifiable cause.

### **1003.12.6 Grease Removal**

The person, firm or corporation in reasonable charge shall remove and dispose of grease at a facility permitted to receive and process such waste. Cleaning frequencies shall be dependent on the amount of oil, grease or solids generated at each operation, the size of the grease trap or interceptor, and the approved Written Minimization Program, but not to exceed 30 day intervals for Traps and 90 day intervals for Interceptors. Traps and Interceptors shall be cleaned by a licensed contractor

## **SECTION 1004 - MATERIALS, JOINTS AND CONNECTIONS**

### **1004.1 General.**

The materials and methods utilized for the construction and installation of traps, interceptors and separators shall comply with this chapter and the applicable provisions of Chapters 4 and 7. The fittings shall not have ledges, shoulders or reductions capable of retarding or obstructing flow of the piping.

*Chapter 11 Storm Drainage – is amended by the following:*

**1101.8 Cleanouts required – is deleted in its entirety.**

*1104.2 is amended to read:*

**1104.2 Combining storm with sanitary drainage**

The sanitary and storm drainage systems of a structure shall be entirely separate.

*1106.2 is amended to read:*

**1106.5 Parapet wall scupper location**

Parapet wall roof drainage scupper and overflow scupper location shall comply with the requirements of Section 1503.4 of the International Building Code. Roof drainage scuppers and/or overflow scuppers shall not be located above, nor within three (3) feet horizontally from, the nearest edge of the electric meter, electric panel or gas meter measured on a vertical plane.

**1109 - COMBINED SANITARY AND STORM SYSTEMS is deleted in its entirety.**

### **Section 1201.1.1 Special Inspection**

Special inspections shall be required for medical gas and oxygen system installations.

### **End of Amendments**

Section 4. Any person found guilty of violating this Ordinance shall, in addition to any other applicable penalty, is subject to the following:

**105.6 Suspension or revocation.** The building official is authorized to suspend or revoke a permit issued under the provisions of this code wherever the permit is issued in error or on the basis of incorrect, inaccurate or incomplete information, or in violation of any ordinance or regulation or any of the provisions of this code.

**110.4 Revocation.** The building official is authorized to, in writing, suspend or revoke a certificate of occupancy or completion issued under the provisions of this code wherever the certificate is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

**113.4 Violation penalties.** Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to penalties as prescribed by law.

Section 5. Any person found guilty of violating this Ordinance shall, in addition to any other applicable penalty, be subject to the following:

### **Sec. 31-168. Violations.**

(a) Any person, firm or corporation, whether as principal, owner, agent, tenant, or otherwise, who violates, disobeys, omits, or refuses to comply with, or who resists the enforcement of any of the provisions of this code is guilty of a Class 1 misdemeanor, and upon conviction thereof, may be punished by a fine not exceeding one thousand dollars (\$1,000.00) or by imprisonment for a term not exceeding six (6) months, or by both such fine and imprisonment, at the discretion of the city magistrate. Probation may be imposed in accordance with the provisions of title 13, chapter 9, Arizona Revised Statutes. Each day of any violation of any provision of this code continues or the failure to perform any act or duty required by this code, shall constitute a separate offense.

(b) In addition to any other remedies, the city may institute any appropriate action or proceedings to restrain, correct or abate any violation of this code. In any such action or proceeding, the court with jurisdiction thereof has the power and in its discretion may issue a restraining order, or a preliminary injunction, as well as a permanent injunction, upon such terms and under such conditions as will do justice and enforce the purposes of this code.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this ordinance or any part of these amendments to the International Plumbing Code adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdictions, such decision shall not affect the validity of the remaining portions

thereof. If there is any conflict or inconsistency between the provisions of this ordinance, the more restrictive provisions apply.

Section 7. The effective date of this ordinance shall be **January 07, 2013**

PASSED AND ADOPTED BY THE Council of the City of Scottsdale, Maricopa County, Arizona this 4<sup>th</sup> day of December, 2012.

ATTEST:

CITY OF SCOTTSDALE  
A municipal corporation

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Carolyn Jagger  
City Clerk

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W.J. "Jim" Lane  
Mayor

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY

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Bruce Washburn, City Attorney  
By: Joe Padilla, Senior Assistant City Attorney